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FACSIMILE COVER LETTER

To: Examiner S. Mark Clardy
Firm: U.S. Patent and Trademark Office
Facsimile: (703) 308-7924
From: Mark W. Russell
Date: February 8, 2002
Re: Hacker et al.
Application Serial No. 09/370,373
FLH No. 514413-3766(MWR)

Number of Pages: 17
(including cover page)


If you do not receive all pages or are unable to read the transmission, please call and ask for Christine Castellazo (Ext. 2029).

Dear Examiner Clardy:

Further to our February 6 telephone conversation, attached is a copy of the Preliminary Amendment, dated January 8, 2002. If you require any further information, please do not hesitate to contact me.

Best regards,

Very truly yours,


Mark W. Russell
MWR/id
Enclosure

00050597

FROMMER LAWRENCE & HAUG LLP

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FACSIMILE COVER LETTER

To: Examiner S. Mark Clardy
Firm: US Patent and Trademark Office
Facsimile No.: 703-308-7924
From: Mark W. Russell
Date: April 30, 2002
Re: **Hacker et al. Appln. Ser. No. 09/370,373**
FLH 514413-3766(MWR)


No. of Pages: 4
(including cover page)

If you do not receive all pages or are unable to read the transmission, please call and ask for Christine x 2029

Dear Examiner Clardy:

Further to your conversation with Mark Russell today, we have enclosed pages 11, 13, and 14 of the Amendment filed January 8, 2002.

Sincerely,


Christine Castellazzo
Secretary to Mark W. Russell

/cc
encl.

CONFIDENTIALITY NOTICE

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FROMMER LAWRENCE & HAUG LLP
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February 8, 2002

VIA AIRMAIL

Dr. Rudolf Weissert
Aventis CropScience GmbH
Patent and Licensing Department
Gebäude K 801
D-65926 Frankfurt am Main
GERMANY

Re: Hacker et al. Appln. Ser. No. 09/370,373
AGR 1998/M 230 NP – FLH 514413-3766(MWR)

Dear Rudi:

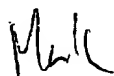
We refer to our January 18 letter and the January 14 Office Action enclosed herewith.

As you will see, the Office Action does not mention the Preliminary Amendment we filed on January 8. When we checked PAIR, we noticed that there is no entry for the Preliminary Amendment. In view of this, we telephoned Mr. Clardy on February 6, informed him of the situation and asked him how he would like us to proceed. Mr. Clardy requested that we fax him a copy of the Preliminary Amendment at which time he could consider it and issue a Supplemental Office Action. We faxed Mr. Clardy a copy of the Preliminary Amendment on February 7.

We shall send you a copy of the Supplemental Office Action as soon as we receive it from Mr. Clardy and provide you with our comments regarding that Office Action.

Best regards,

Very truly yours,



Mark W. Russell
MWR/id
Enclosure

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Continuation of
 Serial No. 091310313 File No. 04413-3714 By Mulhe
 Title in the Matter of the Application of Harker et al.
 The following due _____ in the U.S. Patent Office, was received in the Patent Office
☐ Affidavit ☐ Declaration
☐ Amendment
☒ Preliminary Amendment
☐ Amendment After Final Rejection
☐ Request for Extension of Time
☐ Provisional Patent Application
☐ Application for Patent, including
 — Pages Specification — Claims
 — Declaration ☐ Oath ☐ Power
☐ Request for Filing Continuation or Divisional
☐ Application — sheets, in duplicate
☐ File Wrapper Continuation Patent Application
 — sheets, in duplicate
☐ PCT Request — sheets, including
☐ Transmittal Letter to the US/RO
☐ Assignment ☐ Recordation Cover Sheet
☐ Check No. _____ for \$ _____
☐ Deposit Account Order Form
☐ Drawing — Sheet(s)
☐ Information Disclosure Statement
☐ PTO Form 1449
☐ Issue Fee Transmittal
☐ Brief ☐ Letter
☐ Application for TM Registration
 Including — Specimens
☐ Status Request ☐ Notice of Appeal
☐ Rejection ☐ Response
☐ Priority Document
☐ Small Entity Declaration

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